

Applicant: Michael VOGEL
Serial No.: 10/581,480
Filed: June 1, 2006
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REMARKS

Claims 1-30 were pending in the application. Claims 28-30 have been canceled. Accordingly, claims 1-27 are presently being examined.

On page 2 in paragraphs 1-3, the Office Action rejected claims 28 and 30 under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,873,407 to Vogel ("Vogel patent").

According to the Office Action, each element of claims 28 and 30 could be found in the Vogel patent.

Applicant hereinabove has canceled claims 28 and 30 to expedite allowance of this application, but without prejudice to pursuing claims 28 and 30 in a continuation application. Accordingly, applicant respectfully submits that these rejections of claims 28 and 30 are now moot.

From page 2, paragraph 4 to page 3, paragraph 1, the Office Action rejected claims 28 and 29 under 35 U.S.C. §102(e) as being anticipated by Huang, Y.D. "Calibration of the Wild P32 Camera Using The Camera-On-Theodolite Method", Photogrammetric Record, 16(91), April 1998, pages 97-104 (Huang article).

According to the Office Action, each element of claims 28 and 29 could be found in the Huang article.

Applicant hereinabove has canceled claims 28 and 29 to expedite allowance of this application, but without prejudice to pursuing claims 28 and 29 in a continuation application. Accordingly, applicant respectfully submits that these rejections of claims 28 and 29 are now moot.

On page 3 in paragraph 2, the Office Action stated that claims 1-27 are allowed. Applicant hereinabove has canceled all

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the claims which were rejected, that is claims 28-30. Accordingly, applicant respectfully submits that this application, as amended, is now allowable.


In view of the remarks above, the cancellation of claims 28-30, and the statement in the Office Action that claims 1-27 are allowed, applicant respectfully requests that the rejections in the Office Action be reconsidered and withdrawn, and earnestly solicits a Notice of Allowance.


If a telephone conference would be of assistance in advancing prosecution of the subject application, applicant's undersigned attorney invites the Examiner to telephone him at the number provided.

No fees are deemed necessary in connection with filing of this Amendment. However if any such fees are required, authorization is hereby given to charge the amount of any such fees to Deposit Account No. 03-3125.

Respectfully submitted,

I hereby certify that this paper is being deposited this date with the U.S. Postal Service as first class mail addressed to: Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

 17 June 2009
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